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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1760/78**of 25 July 1978****on a common measure to improve public amenities in certain rural areas**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community, and in particular Article 43
thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parlia-
ment ⁽¹⁾,

Whereas, by virtue of Article 39 (2) (a) of the Treaty,
the social structure of agriculture and the structural
and natural disparities between agricultural regions
must be taken into account in determining the
common agricultural policy;

Whereas, in order to attain the objectives of the
common agricultural policy set out in Article 39 (1) (a)
and (b) of the Treaty, special measures must be taken,
at Community level, to remedy the situation in those
agricultural areas where production conditions are
particularly difficult;

Whereas certain Mediterranean regions of the Commu-
nity are in a particularly unfavourable situation owing
to the absence or inadequacy of electricity and potable
water supplies or of a rural road network;

Whereas the less-favoured agricultural regions of Italy
and southern France, within the meaning of Council
Directive 75/268/EEC of 28 April 1975 on mountain
and hill farming and farming in certain less-favoured
areas ⁽²⁾, and the whole of the Mezzogiorno are lacking
in these amenities;

Whereas structural changes and agricultural reforms
in these regions cannot be effective unless these ameni-
ties are improved;

Whereas the provision of electricity and potable water
supplies and a proper rural road network should be
encouraged by means of Community aid;

Whereas the projects must also, in order to qualify for
Community financing, contribute in particular to a
lasting improvement in the public amenities available
to agricultural holdings, have adequate economic justi-
fication and be coordinated with other measures for
encouraging agriculture and for improving amenities;
whereas they must also form part of outline
programmes coordinating the various programmes
and measures for the balanced development of agricul-
ture and public amenities in the areas concerned;

Whereas, to ensure coordination of action by the
Community and by the Member State, the projects to
be financed by the European Agricultural Guidance
and Guarantee Fund, hereinafter referred to as 'the
Fund', should be approved and part-financed by the
Member State concerned;

Whereas, to secure observance by the recipients of the
conditions on which aid is granted from the Fund, an
effective control system should be set up and provi-
sion made for suspension, reduction or termination of
aid from the Fund;

Whereas, in view of the special difficulties affecting
these regions, the Community should provide aid
from the Fund in the form of a capital subsidy not
exceeding 40 % of the total investment;

⁽¹⁾ OJ No C 108, 8. 5. 1978, p. 49.

⁽²⁾ OJ No L 128, 19. 5. 1975, p. 1.

Whereas the measures referred to above accordingly constitute a common measure within the meaning of Article 6 of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy⁽¹⁾, as last amended by Regulation (EEC) No 2788/72⁽²⁾;

Whereas aid from the Fund provisionally estimated at 125 million units of account over five years will contribute to improving public amenities in these regions;

Whereas a procedure for approval of the projects should be established which ensures close cooperation between the Member States and the Commission within the Standing Committee on Agricultural Structure, set up under Article 1 of the Council Decision of 4 December 1962 on the coordination of policies on the structure of agriculture⁽³⁾; whereas consultation of the Fund Committee referred to in Article 11 of Regulation (EEC) No 729/70 should also be provided for,

HAS ADOPTED THIS REGULATION:

Article 1

1. In order to improve agricultural production and working conditions in certain rural areas, a common measure within the meaning of Article 6 (1) of Regulation (EEC) No 729/70 is hereby set up for the improvement of public amenities.

2. The common measure shall apply to:

- the less-favoured areas within the meaning of Council Directive 75/268/EEC of Italy and in the regions of Midi-Pyrénées, Languedoc-Roussillon, Provence-Côte d'Azur and Corsica and the departments of Pyrénées-Atlantiques, Ardèche and Drôme in southern France,
- the other areas of the Mezzogiorno which are not less-favoured areas within the meaning of Directive 75/268/EEC.

3. The Commission may grant aid for the common measure, in accordance with Titles III and IV, by financing, from the Guidance Section of the Fund, projects which are included in the outline programmes described in Title I and which meet the conditions of Title II.

TITLE I

Outline programmes

Article 2

The outline programmes for the improvement of public amenities shall cover:

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 13.
⁽²⁾ OJ No L 295, 30. 12. 1972, p. 1.
⁽³⁾ OJ No 136, 17. 12. 1962, p. 2892/62.

— the provision of electricity and potable water supplies to villages or parts of villages whose inhabitants are dependent principally on agriculture and to isolated farmsteads,

— the construction and improvement of farm roads and local roads which are mainly used for agriculture and forestry.

They shall be drawn up by the Member States concerned.

Article 3

The following minimum particulars shall be given in the outline programmes:

- (a) a description of the measures planned and how it is expected that the programme will be financed;
- (b) the limits of the area covered by the programme and the reasons for so defining it;
- (c) the estimated time required to carry out the programme, which shall not normally be more than five years;
- (d) the provisions for coordination with any other programmes or measures for the balanced development of agriculture and public amenities in the areas covered by the programme and for giving priority to projects which are complementary to these programmes or measures.

Article 4

1. The outline programmes and any modifications to them shall be sent by the Member State concerned to the Commission.

2. The Member States concerned shall supply any additional information of the kind referred to in Article 3 that may be requested by the Commission in order to assess the programme.

Article 5

Commission approval of the outline programmes and any modifications thereto shall be decided in accordance with the procedure laid down in Article 16.

TITLE II

Projects*Article 6*

1. For the purposes of this Regulation, 'project' means any material investment in the public, semi-public or private sector relating wholly or in part to the measures described in Article 2.

2. Projects may embrace one or more of the actions indicated in Article 2. They may be implemented in all or part of an area covered by the outline programme.

Article 7

Projects must :

- (a) be included in the outline programme ;
- (b) contribute to a lasting improvement in the amenities necessary for agricultural holdings ;
- (c) be shown to be economically sound ;
- (d) be coordinated with other measures for encouraging agriculture and for improving amenities.

TITLE III

Procedure for the security of projects*Article 8*

1. Applications for aid from the Fund must be submitted through the Member State concerned.

2. In order to qualify for aid from the Fund, projects must have been approved by the Member State on whose territory they are to be carried out.

3. Applications for aid must be supported by proof that the project fulfils the conditions laid down in Title I.

4. The information to be provided with applications and the form in which this is to be presented shall be determined in accordance with the procedure laid down in Article 16, after consultation with the Fund Committee on the financial aspects.

Article 9

1. The Commission shall decide on the granting of aid from the Fund in accordance with the procedure laid down in Article 16, after consulting the Fund Committee on the financial aspects.

2. The Member State and the recipient of aid shall be notified of the Commission's decision.

Article 10

This Regulation shall not apply projects for which Community aid is being provided under other common measures within the meaning of Article 6 (1) of Regulation (EEC) No 729/70 or through the European Regional Development Fund, hereinafter referred to as 'the ERDF'.

TITLE IV

Financial and general provisions*Article 11*

1. The period envisaged for carrying out the common measure is five years from the date of entry into force of this Regulation.

2. Before expiry of the period referred to in paragraph 1, this Regulation shall be reviewed by the Council, acting on a proposal from the Commission.

3. The estimated total cost to the Fund of the common measure, for the period envisaged in paragraph 1, shall amount to 125 million units of account, or 25 million units of account per year.

4. Article 6 (5) of Regulation (EEC) No 729/70 shall apply to this Regulation.

Article 12

1. The aid from the Fund shall consist of capital subsidies granted in one or more instalments.

2. Of the total cost of the investment involved in each project :

- (a) the financial contribution of the beneficiary must be at least 10 % ;
- (b) the financial contribution of the Member State on whose territory the project is to be carried out must be at least 20 % ;
- (c) the subsidy granted by the Fund shall be 40 %.

Article 13

1. Advances may be granted by the Fund on the basis of the rules on financing adopted by the Member State concerned and in the light of the progress of the projects.

2. Advances may not exceed 80 % of the Community contribution to the cost of the projects.

3. Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 13 of Regulation (EEC) No 729/70.

Article 14

1. Natural or legal persons or groups of such persons who would in the last resort bear the cost of carrying out the project may qualify for a contribution from the Fund.

The aid from the Fund shall be paid by agencies designated for that purpose by the Member State concerned.

2. Throughout the period of application of this aid measure the authority or agency designated for the purpose by the Member State concerned shall send the Commission, on request, all supporting documents which may be needed to show that the financial or other conditions laid down for each project are fulfilled. The Commission may, if necessary, make on-the-spot inspections.

After consulting the Fund Committee on the financial aspects, the Commission may decide to suspend, reduce or terminate aid provided from the Fund, in accordance with the procedure laid down in Article 16:

- if the project is not carried out as planned, or
- if some of the conditions laid down are not fulfilled, or
- if the beneficiary, contrary to the information contained in his application and set out in the decision to grant aid, has neither begun the work within two years of the date of notification of that decision, nor furnished adequate assurances before the end of the said period, that the project will be carried out.

The decision shall be notified to the Member State concerned and to the beneficiary.

The Commission shall take steps to recover monies the payment of which was not, or has ceased to be, justified.

3. Without prejudice to Article 6 (5) of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities⁽¹⁾, the appropriations released either as the result of a decision taken in accordance with the second subparagraph of paragraph 2 of this Article or through the beneficiary abandoning the project or reducing the scale of the investment on which the aid decision was based, may be used to finance other projects.

4. Appropriations which have been released in accordance with Article 22 (3) of Council Regulation

No 17/64/EEC of 5 February 1964 on the conditions for granting aid from the European Agricultural Guidance and Guarantee Fund⁽²⁾, as last amended by Regulation (EEC) No 3171/75⁽³⁾, and which were originally allocated to projects referred to in Article 11 (1) (a) and (b) of Regulation No 17/64/EEC being carried out within the same geographical area as is covered by this Regulation, may be used, from the 1978 financial year, to finance projects submitted pursuant to this Regulation.

5. Detailed rules for the implementation of this Article shall be adopted in accordance with the procedure laid down in Article 13 of Regulation (EEC) No 729/70.

Article 15

Applications submitted to the Commission for aid from the Fund for projects which could not be granted for lack of funds may, if the applicants so agree, be carried forward to the following financial year by the Member States concerned.

Requests for carrying forward applications must be made to the Commission within 30 days of the date on which the Member State was notified of the decision taken in accordance with the procedure laid down in Article 16. An application for aid may, however, be carried forward once only.

Article 16

1. Where the procedure laid down in this Article is to be followed, the matter shall be referred to the Standing Committee on Agricultural Structure, either by the chairman on his own initiative or at the request of the representative of a Member State.

2. The representative of the Commission shall submit a draft of the measures to be adopted. The Standing Committee on Agricultural Structure shall deliver an opinion on those measures by a majority of 41 votes within a time limit set by the chairman according to the urgency of the matter; the votes of the Member States shall be weighted as provided for in Article 148 (2) of the Treaty. The chairman shall not vote.

3. The Commission shall adopt measures which shall be immediately applicable. However, if such measures are not in accordance with the opinion of the Standing Committee on Agricultural Structure, they shall forthwith be communicated by the Commission to the Council; in that event, the Commission may defer application of the measures which it has adopted for not more than one month from the date of such communication.

⁽¹⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽²⁾ OJ No 34, 27. 2. 1964, p. 586/64.

⁽³⁾ OJ No L 315, 5. 12. 1975, p. 1.

The Council, acting by a qualified majority, may take a different decision within one month.

Article 17

With effect from the date of entry into force of this Regulation, Part II of Regulation No 17/64/EEC, shall no longer apply in the fields referred to in Article 11

(1) (a) and (b) thereof for those areas covered by this Regulation.

Article 18

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

COUNCIL REGULATION (EEC) No 1761/78

of 25 July 1978

amending Regulation (EEC) No 804/68 on the common organization of the market in milk and milk products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽¹⁾,

Whereas the cheeses for which private storage aid is granted are specified in Article 8 (3) of Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽²⁾, as last amended by Regulation (EEC) No 1421/78 ⁽³⁾;

Whereas, in order to stabilize the market in Provolone cheese and the better to achieve the objectives of

Article 39 of the Treaty in the regions where this product is manufactured, it should be added to the list of cheeses for which private storage aid is granted,

HAS ADOPTED THIS REGULATION :

Article 1

The following subparagraph shall be inserted in Article 8 (3) of Regulation (EEC) No 804/68 :

'(c) Provolone cheese at least three months old ;'

Article 2

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

⁽¹⁾ OJ No C 163, 10. 7. 1978, p. 69.

⁽²⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽³⁾ OJ No L 171, 28. 6. 1978, p. 12.

COUNCIL REGULATION (EEC) No 1762/78**of 25 July 1978****on the sale of butter at reduced prices to persons receiving social assistance**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 1761/78⁽²⁾, and in particular Article 12 (2) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽³⁾,

Whereas previous measures authorizing the sale of butter at reduced prices to persons receiving social assistance have proved an effective means of disposing of the Community butter surplus; whereas they have enabled consumers in this category to consume more butter;

Whereas the situation on the Community butter market is such as to justify the repetition of these measures;

Whereas, however, it can be expected that not all Member States will make use of the opportunities provided under this Regulation and whereas Community finance for this measure should therefore be limited,

HAS ADOPTED THIS REGULATION:

Article 1

Member States are hereby authorized to grant aid for the purchase of butter at reduced prices by persons receiving social assistance.

Article 2

Member States shall take all appropriate measures to ensure that the aid benefits only persons receiving social assistance and is granted only in respect of amounts of butter which do not exceed their personal consumption.

Article 3

By way of derogation from the arrangements referred to in Article 3 of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy⁽⁴⁾, as last amended by Regulation (EEC) No 2788/72⁽⁵⁾, finance from the Guarantee Section of the European Agricultural Guidance and Guarantee Fund for aid granted for the purchase of butter at reduced prices by persons receiving social assistance shall amount to no more than 50 units of account per 100 kilograms of butter.

Article 4

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ See page 6 of this Official Journal.

⁽³⁾ Opinion delivered on 7 July 1978 (not yet published in the Official Journal).

⁽⁴⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽⁵⁾ OJ No L 295, 30. 12. 1972, p. 1.

COUNCIL REGULATION (EEC) No 1763/78

of 25 July 1978

on the transfer to the Italian intervention agency of skimmed-milk powder held
by the intervention agencies of other Member States

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

HAS ADOPTED THIS REGULATION :

Having regard to the Treaty establishing the European
Economic Community,

Article 1

Having regard to Council Regulation (EEC) No
804/68 of 27 June 1968 on the common organization
of the market in milk and milk products⁽¹⁾, as last
amended by Regulation (EEC) No 1761/78⁽²⁾, and in
particular Article 7 (4) thereof,

Having regard to Council Regulation (EEC) No
729/70 of 21 April 1970 on the financing of the
common agricultural policy⁽³⁾, as last amended by
Regulation (EEC) No 2788/72⁽⁴⁾, and in particular
Article 3 (2) thereof,

Having regard to the proposal from the Commission,

Whereas there are large stocks of skimmed-milk
powder on the Community market; whereas these
stocks are mainly held by Member States other than
Italy, which possesses no such stocks because of the
particular nature of its milk production;

Whereas, in contrast to the Member States concerned,
which are encountering difficulties in marketing their
surpluses, Italy is experiencing supply difficulties;
whereas, moreover, having regard to the present
economic situation in Italy, it seems advisable to
make available to the Italian intervention agency part
of the stocks of skimmed-milk powder which are held
in intervention in other Member States; whereas this
skimmed-milk powder is intended for sale on the
Italian market for use in feed for pigs and poultry in
order to help stabilize prices somewhat;

Whereas provisions covering the accounting for this
operation should be laid down in accordance with the
arrangements provided for in Council Regulation
(EEC) No 2306/70 of 10 November 1970 on the
financing of intervention expenditure in respect of the
domestic market in milk and milk products⁽⁵⁾, as last
amended by Regulation (EEC) No 496/77⁽⁶⁾,

1. A quantity of 100 000 tonnes of skimmed-milk
powder held by the intervention agencies of the other
Member States shall be made available to the Italian
intervention agency.

2. The Italian intervention agency shall take over
the skimmed-milk powder before 1 January 1980 and
shall sell it for use in Italy in feed for pigs and
poultry.

3. The arrangements for the application of this
Article shall be adopted in accordance with the proce-
dure laid down in Article 30 of Regulation (EEC) No
804/68. These arrangements shall determine *inter
alia* which intervention agencies shall make the skim-
med-milk powder available and what provision shall
be made for transport.

Article 2

1. The intervention agencies holding the products
referred to in Article 1 shall enter the quantities of
skimmed-milk powder transferred as a zero debit in
the account referred to in Article 3 (2) (b) of Regula-
tion (EEC) No 2306/70.

2. The Italian intervention agency shall enter the
quantities of skimmed-milk powder of which it has
taken delivery as a zero credit in the account referred
to in Article 3 (2) (b) of Regulation (EEC) No 2306/70.

3. The costs of transporting the quantities of skim-
med-milk powder referred to in Article 1 shall be
entered in the account referred to in Article 3 (2) (b)
of Regulation (EEC) No 2306/70.

Article 3

This Regulation shall enter into force on the third day
following its publication in the *Official Journal of
the European Communities*.

(1) OJ No L 148, 28. 6. 1968, p. 13.

(2) See page 6 of this Official Journal.

(3) OJ No L 94, 28. 4. 1970, p. 13.

(4) OJ No L 295, 30. 12. 1972, p. 1.

(5) OJ No L 249, 17. 11. 1970, p. 4.

(6) OJ No L 66, 12. 3. 1977, p. 3.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

COUNCIL REGULATION (EEC) No 1764/78
of 25 July 1978
on the granting of aid for the consumption of butter in Italy

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 1761/78⁽²⁾, and in particular to Article 12 (2) thereof,

Having regard to the proposal from the Commission,

Whereas the situation on the butter market is characterized by large quantities available and it is therefore advisable to increase the consumption of butter by all appropriate means;

Whereas the reduction of final consumer prices is an efficient means of attaining this objective; whereas to this end the Commission envisages the adoption of *ad hoc* measures based on Article 6 (7) of Regulation (EEC) No 804/68 involving an additional reduction in the price of butter bought for direct consumption;

Whereas the implementation of the abovementioned measure presents particular problems in Italy; whereas in fact the Italian butter market is characterized on the one hand by the absence of public stocks and of quantities under private storage contracts and, on the other, by an indigenous production which cannot be sold to intervention and the normal sales of which would be jeopardized by the admission, under the abovementioned measures, of large supplementary quantities of butter; whereas, in order to avoid such

disturbances on the Italian market and to avoid discrimination against consumers in Italy by comparison with consumers in the other Member States, it is necessary to provide for the possibility of subsidizing a corresponding quantity of butter produced in Italy on the same conditions as the butter sold in the other Member States in the framework of the said measures,

HAS ADOPTED THIS REGULATION:

Article 1

1. Aid shall be granted in Italy for the direct consumption of butter produced in that Member State.
2. The amount of this aid and the maximum quantity of butter which may benefit from it shall be fixed in accordance with the same criteria as those applicable to the sale at reduced prices in other Member States of butter from public stocks or under private storage contracts, and intended for direct consumption.
3. Furthermore, the detailed rules for the application of this Regulation shall lay down, in particular, a time limit for the packaging of the butter in small packets and also arrangements to ensure that the butter concerned will be consumed in Italy.

Article 2

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ See page 6 of this Official Journal.

COUNCIL REGULATION (EEC) No 1765/78**of 25 July 1978****on the reduction of the levy on certain importations of feed grain into Italy**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1254/78⁽²⁾, and in particular to
Article 23 (1) thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 2749/75 of 29
October 1975 on the reduction in the levy applicable
to certain imports of feed grain into the Italian Repu-
blic as from the 1973/74 marketing year⁽³⁾, specifying
that the reduction of the levy on feed grain imported
by sea into Italy should be phased in order to permit
the Italian market to adjust to the common system,

has expired; whereas, however, despite the efforts
made, it has not been possible to complete the
improvement of harbour facilities in Italy by the time
anticipated; whereas this measure should therefore be
continued for the 1978/79 marketing year,

HAS ADOPTED THIS REGULATION:

Article 1

The Italian Republic may reduce by three units of
account per tonne the import levy on barley, oats,
maize, sorghum and millet imported into Italy by sea
during the 1978/79 marketing year.

Article 2

This Regulation shall enter into force on 1 August
1978.

This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.
⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.
⁽³⁾ OJ No L 281, 1. 11. 1975, p. 88.

COUNCIL REGULATION (EEC) No 1766/78

of 25 July 1978

amending Regulation (EEC) No 1035/72 on the common organization of the market in fruit and vegetables

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽¹⁾,

Whereas Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽²⁾, as last amended by Regulation (EEC) No 1154/78⁽³⁾, provides that certain categories of blood oranges withdrawn from the market may be sold to the processing industry, during the 1977/78, 1978/79 and 1979/80 marketing years;

Whereas the situation which led to the adoption of these measures may persist beyond the abovementioned period; whereas the said measures should therefore be extended,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1035/72 is hereby amended as follows:

1. In the first subparagraph of Article 21 (1) (c), the words 'during the 1977/78, 1978/79 and 1979/80 marketing years' shall be deleted.
2. In each of the second subparagraphs of Article 21 (1) and (3), the words 'until the end of the 1979/80 marketing year' shall be deleted.

Article 2

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

⁽¹⁾ Opinion delivered on 7 July 1978 (not yet published in the Official Journal).

⁽²⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽³⁾ OJ No L 144, 31. 5. 1978, p. 5.

COUNCIL REGULATION (EEC) No 1767/78

of 25 July 1978

amending Regulation (EEC) No 1035/77 laying down special measures to encourage the marketing of products processed from lemons

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community, and in particular Article 43
thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Par-
liament ⁽¹⁾,

Whereas Council Regulation (EEC) No 1035/77 of 17
May 1977 laying down special measures to encourage
the marketing of products processed from lemons ⁽²⁾
introduced a system of aid restricted to lemons har-
vested in the Community during the 1977/78,
1978/79 and 1979/80 marketing years ;

Whereas the effects of the restructuring measures in
the lemon sector undertaken by producer Member

States will not be felt in the immediate future ;
whereas, consequently, this system of aid should be
extended beyond the period initially laid down,

HAS ADOPTED THIS REGULATION :

Article 1

In Article 1 (1) of Regulation (EEC) No 1035/77, the
words 'for the 1977/78, 1978/79 and 1979/80
marketing years' shall be deleted.

Article 2

This Regulation shall enter into force on the third day
following its publication in the *Official Journal of
the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

¹⁾ Opinion delivered on 7 July 1978 (not yet published in
the Official Journal).

²⁾ OJ No L 125, 19. 5. 1977, p. 3.

COUNCIL REGULATION (EEC) No 1768/78**of 25 July 1978****fixing, for the 1978/79 marketing year, the production aid for tinned pineapple
and the minimum price to be paid to pineapple producers**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
525/77 of 14 March 1977 establishing a system of
production aid for tinned pineapple⁽¹⁾, and in parti-
cular Article 4 (2) thereof,

Having regard to the proposal from the Commission,

Whereas Article 1 of Regulation (EEC) No 525/77
establishes a system of production aid for tinned
pineapple processed from pineapples harvested in the
Community; whereas the object of such aid is to
offset the difference between the Community offer
price and the prices charged by third countries for
tinned pineapple;

Whereas, under Article 3 of the said Regulation, the
granting of such aid is subject to the payment to
producers of fresh pineapples of at least a minimum
price; whereas that price must be fixed so as to ensure
a fair remuneration to the producers concerned,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1978/79 marketing year, the production aid
for tinned pineapple referred to in Article 1 of Regula-
tion (EEC) No 525/77 shall be 32.5 units of account
per 100 kilograms, including immediate packaging.

Article 2

For the said marketing year, the minimum price
referred to in Article 3 of Regulation (EEC) No
525/77 shall be 16.25 units of account per 100 kilo-
grams.

Article 3

This Regulation shall enter into force on the day
following its publication in the *Official Journal of
the European Communities*.

It shall apply with effect from 1 June 1978.

This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

⁽¹⁾ OJ No L 73, 21. 3. 1977, p. 46.

COMMISSION REGULATION (EEC) No 1769/78

of 27 July 1978

fixing the import levies on cereals and on wheat or rye flour, groats and meal

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1254/78⁽²⁾, and in particular
Article 13 (5) thereof,

Whereas the import levies on cereals, wheat and rye
flour, and wheat groats and meal were fixed by Regula-
tion (EEC) No 1729/77⁽³⁾ and subsequent amending
Regulations ;

Whereas it follows from applying the provisions
contained in Regulation (EEC) No 1729/77 to the

offer prices and today's quotations known to the
Commission that the levies at present in force should
be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies to be charged on products listed in
Article 1 (a), (b) and (c) of Regulation (EEC) No
2727/75 are hereby fixed as shown in the table
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 28 July
1978.

This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 5.

ANNEX

to the Commission Regulation of 27 July 1978 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(u.a./tonne)		
CCT heading No	Description	Levies
10.01 A	Common wheat, and meslin	92.82
10.01 B	Durum wheat	138.57 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	92.45 ⁽⁶⁾
10.03	Barley	87.62
10.04	Oats	80.84
10.05 B	Maize, other than hybrid maize for sowing	87.72 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	78.13 ⁽⁴⁾
10.07 C	Grain sorghum	86.02 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	142.17
11.01 B	Rye flour	141.64
11.02 A I a)	Durum wheat groats and meal	225.96
11.02 A I b)	Common wheat groats and meal	151.79

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.50 u.a./tonne.

⁽²⁾ Where maize originating in the ACP or OCT is imported into the French overseas departments, the levy is reduced by 6 u.a./tonne as provided for in Regulation (EEC) No 706/76.

⁽³⁾ Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1.50 u.a./tonne.

⁽⁴⁾ Where millet and sorghum originating in the ACP or OCT is imported into the Community the levy is reduced by 50 %.

⁽⁵⁾ Where durum wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0.50 u.a./tonne.

⁽⁶⁾ The import levy charged on rye produced in Turkey and transported directly from that country to the Community is laid down in Council Regulation (EEC) No 1180/77 and Commission Regulation (EEC) No 2622/71.

COMMISSION REGULATION (EEC) No 1770/78
of 27 July 1978

fixing the premiums to be added to the import levies on cereals, flour and malt

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organ-
ization of the market in cereals ⁽¹⁾, as last amended by
Regulation (EEC) No 1254/78 ⁽²⁾, and in particular
Article 15 (6) thereof,

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
1730/77 ⁽³⁾ and subsequent amending Regulations ;

Whereas, on the basis of today's cif prices and cif
forward delivery prices, the premiums at present in
force, which are to be added to the levies, should be

altered as shown in the tables annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION :

Article 1

The scale of the premiums to be added, pursuant to
Article 15 of Regulation (EEC) No 2727/75, to the
import levies fixed in advance in respect of cereals
and malt is hereby fixed as shown in the tables
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 28 July
1978.

This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 7.

ANNEX

to the Commission Regulation of 27 July 1978 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(u.a./tonne)

CCT heading No	Description	Current 7	1st period 8	2nd period 9	3rd period 10
10.01 A	Common wheat, and meslin	0	0.33	0.33	0
10.01 B	Durum wheat	0	0	0	0
10.02	Rye	0	0	0	0
10.03	Barley	0	2.50	2.50	2.50
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	0
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0.66	0.66	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0.45	0.45	0

B. Malt

(u.a./tonne)

CCT heading No	Description	Current 7	1st period 8	2nd period 9	3rd period 10	4th period 11
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0.59	0.59	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0.44	0.44	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	4.45	4.45	4.45	4.45
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	3.33	3.33	3.33	3.33
11.07 B	Roasted malt	0	3.88	3.88	3.88	3.88

COMMISSION REGULATION (EEC) No 1771/78

of 27 July 1978

fixing the minimum import levies on olive oil

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 1419/78⁽²⁾,

Having regard to Council Regulation No 162/66/EEC of 27 October 1966 on trade in oils and fats between the Community and Greece⁽³⁾,

Having regard to Council Regulation (EEC) No 2843/76 of 23 November 1976 laying down special measures in particular for the determination of the offers of olive oil on the world market⁽⁴⁾, as amended by Regulation (EEC) No 2361/77⁽⁵⁾, and in particular Article 2 (3) thereof,

Having regard to Council Regulation (EEC) No 2844/76 of 23 November 1976 laying down special measures in particular for the determination of the offers of olive oil on the Greek market⁽⁶⁾, as amended by Regulation (EEC) No 2361/77, and in particular Article 2 (3) thereof,

Having regard to Council Regulation (EEC) No 1514/76 of 24 June 1976 on imports of olive oil from Algeria⁽⁷⁾, as amended by Regulation (EEC) No 2388/77⁽⁸⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1521/76 of 24 June 1976 on imports of olive oil from Morocco⁽⁹⁾, as amended by Regulation (EEC) No 2388/77, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1508/76 of 24 June 1976 on imports of olive oil from Tunisia⁽¹⁰⁾, as amended by Regulation (EEC) No 2388/77, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1180/77 of 17 May 1977 on imports into the Community of certain agricultural products originating in Turkey⁽¹¹⁾, as amended by Regulation (EEC) No 2387/77⁽¹²⁾, and in particular Article 10 (2) thereof,

Whereas, in Regulation (EEC) No 1362/76 of 14 June 1976⁽¹³⁾, the Commission decided to use the tendering procedure to fix the levies on olive oil ;

Whereas Article 4 of Commission Regulation (EEC) No 3188/76 of 23 December 1976 on detailed rules for the implementation of the special measures for the determination of offers of olive oil on the world market and the Greek market⁽¹⁴⁾, as last amended by Regulation (EEC) No 2413/77⁽¹⁵⁾, lays down the criteria for fixing the rate of the minimum levy ;

Whereas that rate must be fixed for each of the products concerned on the basis of an examination of the world or Greek markets and of the Community market, and also of the levy rates indicated by the tenderers ;

Whereas account should be taken of the oil content of products other than olive oil ; whereas, however, no levies are applied to imports of oil-cake and other residues falling within subheading 23.04 A of the Common Customs Tariff and having an oil content of not more than 3 % ;

Whereas account should be taken in applying the levy of the provisions of the agreements between the Community and certain non-member countries ; whereas, in particular, the levy must be calculated on the basis of the levy to be collected on imports from non-member countries ;

Whereas the application of the rules described above to the levy rates submitted by tenderers on 24 and 25 July 1978 results in the fixing of the minimum levies as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The minimum levies on imports of olive oil shall be as shown in the Annex.

Article 2

This Regulation shall enter into force on 28 July 1978.

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

⁽²⁾ OJ No L 171, 28. 6. 1978, p. 8.

⁽³⁾ OJ No 197, 29. 10. 1966, p. 3393/66.

⁽⁴⁾ OJ No L 327, 26. 11. 1976, p. 4.

⁽⁵⁾ OJ No L 277, 29. 10. 1977, p. 2.

⁽⁶⁾ OJ No L 327, 26. 11. 1976, p. 6.

⁽⁷⁾ OJ No L 169, 28. 6. 1976, p. 24.

⁽⁸⁾ OJ No L 278, 29. 10. 1977, p. 14.

⁽⁹⁾ OJ No L 169, 28. 6. 1976, p. 43.

⁽¹⁰⁾ OJ No L 169, 28. 6. 1976, p. 9.

⁽¹¹⁾ OJ No L 142, 9. 6. 1977, p. 10.

⁽¹²⁾ OJ No L 278, 29. 10. 1977, p. 13.

⁽¹³⁾ OJ No L 154, 15. 6. 1976, p. 13.

⁽¹⁴⁾ OJ No L 359, 30. 12. 1976, p. 26.

⁽¹⁵⁾ OJ No L 279, 1. 11. 1977, p. 55.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 July 1978 fixing the minimum import levies on olive oil

(u.a./100 kg)

CCT heading No	Greece	Non-member countries
07.01 N II	6.00	10.00
07.03 A II	6.00	10.00
15.07 A I a)	30.00 ⁽³⁾	56.00 ⁽³⁾
15.07 A I b)	26.00 ⁽³⁾	49.00 ⁽³⁾
15.07 A I c)	30.00 ⁽³⁾	54.00 ⁽³⁾
15.07 A II a)	31.00	58.00 ⁽¹⁾
15.07 A II b)	45.00	84.00 ⁽²⁾
15.17 B I a)	14.00	25.00
15.17 B I b)	22.00	40.00
23.04 A	2.00 ⁽⁴⁾	4.00 ⁽⁴⁾

(1) For imports of oil falling within this tariff subheading:

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 3.20 u.a./100 kg;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 2.56 u.a./100 kg.

(2) For imports of oil falling within this tariff subheading:

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 6 u.a./100 kg;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 4.80 u.a./100 kg.

(3) For imports of oil falling within this tariff subheading and produced entirely in one of the countries listed below and transported directly from any of those countries to the Community, the levy to be collected is reduced by:

(a) Greece and Spain: 0.50 u.a./100 kg;

(b) Turkey: 18.50 u.a./100 kg provided that the operator furnishes proof of having paid the export tax applied by that country; however, the repayment may not exceed the amount of the tax in force;

(c) Algeria, Morocco, Tunisia: 20.50 u.a./100 kg provided that the operator furnishes proof of having paid the export tax applied by those countries; however, the repayment may not exceed the amount of the tax in force.

(4) Pursuant in Article 3 of Regulations (EEC) No 2843/76 and (EEC) No 2844/76, no import levy is collected on oil-cake and other residues falling within subheading 23.04 A of the Common Customs Tariff and having an oil content of not more than 3 %.

COMMISSION REGULATION (EEC) No 1772/78

of 27 July 1978

fixing the import levies on live cattle and on beef and veal other than frozen

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
805/68 of 27 June 1968 on the common organization
of the market in beef and veal ⁽¹⁾, as last amended by
Regulation (EEC) No 425/77 ⁽²⁾, and in particular
Article 12(8) thereof,

Whereas the import levies on live cattle and on beef
and veal other than frozen were fixed by Regulation
(EEC) No 1015/78 ⁽³⁾, as last amended by Regulation
(EEC) No 1414/78 ⁽⁴⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 1015/78

to the quotations and other information known to the
Commission that the levies at present in force should
be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies on live cattle and on beef and veal
other than frozen shall be as specified in the Annex to
this Regulation.

Article 2

This Regulation shall enter into force on 7 August
1978.

This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 132, 20. 5. 1978, p. 5.

⁽⁴⁾ OJ No L 170, 27. 6. 1978, p. 39.

ANNEX

to the Commission Regulation of 27 July 1978 fixing the import levies on live cattle and on beef and veal other than frozen ⁽¹⁾ for the period beginning 7 August 1978

(u.a./100 kg)

CCT heading No	Austria/Sweden/Switzerland	Other third countries
	— Live weight —	
01.02 A II a) (a)	—	53·356
01.02 A II b) (b)	30·270	59·633
	— Net weight —	
02.01 A II a) 1 aa) (a)	—	101·377
02.01 A II a) 1 bb)	57·514	113·303
02.01 A II a) 2 aa) (a)	—	81·101
02.01 A II a) 2 bb)	46·012	90·643
02.01 A II a) 3 aa) (a)	—	121·652
02.01 A II a) 3 bb)	69·017	135·964
02.01 A II a) 4 aa)	86·271	169·956
02.01 A II a) 4 bb)	98·682	194·405
02.06 C I a) 1	86·271	169·956
02.06 C I a) 2	98·682	194·405
16.02 B III b) 1 aa)	98·682	194·405

(¹) In accordance with Regulation (EEC) No 706/76, levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the overseas countries and territories.

(a) The levy shall be established in accordance with the provisions set out in Annex I to the Trade Agreement between the EEC and the Socialist Federal Republic of Yugoslavia.

(b) The levy which is to be applied to young male bovine animals, intended for fattening, of a live weight of 300 kg or less, imported under the conditions set out in Article 13 of Council Regulation (EEC) No 805/68 of 27 June 1968, and in the provisions adopted for its application, is totally or partially suspended in accordance with those provisions.

COMMISSION REGULATION (EEC) No 1773/78
of 27 July 1978
fixing the import levies on frozen beef and veal

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
805/68 of 27 June 1968 on the common organization
of the market in beef and veal ⁽¹⁾, as last amended by
Regulation (EEC) No 425/77 ⁽²⁾, and in particular
Article 12 (8) thereof,

Whereas the import levies on frozen beef and veal
were fixed by Regulation (EEC) No 1016/78 ⁽³⁾, as last
amended by Regulation (EEC) No 1415/78 ⁽⁴⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 1016/78

to the quotations and other information known to the
Commission, that the levies should be fixed as shown
in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies on frozen beef and veal shall be as
specified in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 7 August
1978.

This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 132, 20. 5. 1978, p. 9.

⁽⁴⁾ OJ No L 170, 27. 6. 1978, p. 41.

ANNEX

to the Commission Regulation of 27 July 1978 fixing the import levies on frozen beef and veal ⁽¹⁾ for the period beginning 7 August 1978

(u.a./100 kg)

CCT heading No	Levy
	— Net weight —
02.01 A II b) 1	126.983
02.01 A II b) 2	101.587 (a)
02.01 A II b) 3	158.729
02.01 A II b) 4 aa)	190.476
02.01 A II b) 4 bb) 11	158.729 (a)
02.01 A II b) 4 bb) 22 (b)	158.729 (a)
02.01 A II b) 4 bb) 33	218.411 (a)

(¹) In accordance with Regulation (EEC) No 706/76, levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the overseas countries and territories.

(a) Where products are imported under the conditions set out in Article 14 of Council Regulation (EEC) No 805/68 of 27 June 1968 and in provisions adopted for its application, the levy is totally or partially suspended in accordance with those provisions.

(b) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

COMMISSION REGULATION (EEC) No 1774/78

of 24 July 1978

on an invitation to tender for the refund for the export of common wheat to
Zones I, II, III, IV, V and VI

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1254/78⁽²⁾,

Having regard to Council Regulation (EEC) No
2746/75 of 29 October 1975 laying down general
rules for granting export refunds on cereals and
criteria for fixing the amount of such refunds⁽³⁾, and
in particular Article 5 thereof,

Whereas, having regard to the current situation on the
cereals market, there should be opened in respect of
common wheat an invitation to tender for the export
refund provided for in Article 5 of Regulation (EEC)
No 2746/75; whereas, in order to safeguard Commu-
nity supplies whilst at the same time permitting expor-
ters to participate in the supply of certain markets, the
invitation to tender for export should be limited to
the markets concerned, which are situated in the
zones defined in Annex I to Commission Regulation
(EEC) No 1124/77 of 27 May 1977 redefining the
destination zones for export refunds or levies and for
certain export licences for cereals and rice⁽⁴⁾;

Whereas the detailed rules governing invitations to
tender for export refunds are contained in Commis-
sion Regulation (EEC) No 279/75 of 4 February 1975
laying down detailed rules for the application of the
system of tendering for export refunds on cereals⁽⁵⁾;

Whereas the objective of the tendering procedure can
be attained only if every successful tenderer fulfils all
the commitments entered into by him when submit-
ting his tender; whereas these commitments include
an obligation to lodge an application for an export
licence; whereas compliance with this obligation may
be ensured by requiring the tenderer to give security
when submitting his tender;

Whereas, in order to ensure equal treatment to all
concerned, it is necessary to make provision such that
the effective period of validity of licences issued to
successful tenderers in connection with the invitation
to tender is in all cases the same;

Whereas provision must be made to ensure the
smooth operation of the invitation to tender for
export refunds; whereas to this end it is appropriate
to prescribe a minimum quantity to be tendered for
and a time limit and form for the communication of
tenders submitted to the competent authorities;

Whereas the Management Committee for Cereals has
not delivered an opinion within the time limit set by
its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

1. Tenders shall be invited for the export refund
provided for in Article 5 of Regulation (EEC) No
2746/75.
2. The invitation to tender shall relate to common
wheat for export to Zones I, II, III, IV, V and VI, as
defined in Annex I to Regulation (EEC) No 1124/77.
3. The invitation shall remain open until 21
December 1978. During this period weekly awards
shall be made, the time limits for the submission of
tenders to be as prescribed in the notice of invitation
to tender.

Article 2

A tender shall be valid only if it relates to an amount
of not less than 1 000 tonnes.

Article 3

1. The security referred to in Article 3 of Regula-
tion (EEC) No 279/75 shall be 10 units of account per
tonne.
2. By way of derogation from Article 7 (1) of Regu-
lation (EEC) No 279/75, the security provided for in
paragraph 1 shall, subject to *force majeure*, be released
only in respect of any quantity for which the tender
was not accepted or for which the tenderer furnishes
proof of arrival at its destination, such proof to be
furnished as provided in Article 11 (1) of Regulation
(EEC) No 192/75⁽⁶⁾.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 134, 28. 5. 1977, p. 53.

⁽⁵⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁶⁾ OJ No L 25, 31. 1. 1975, p. 1.

Article 4

The zone of destination as specified in Article 1 (2) shall be indicated in section 13 of the licence application and of the licence itself. The issue of a licence shall carry with it the obligation to export to that destination.

Article 5

If a tenderer fails to comply with the undertaking given by him pursuant to Article 2 (3) (b) of Regulation (EEC) No 279/75, no export licence shall be issued and the security specified in Article 3 (1) of this Regulation and lodged pursuant to Article 3 of Regulation (EEC) No 279/75 shall accordingly be forfeit.

Article 6

1. By way of derogation from the provisions of Article 9 (1) of Regulation (EEC) No 193/75 ⁽¹⁾, export licences issued under Article 8 (1) of Regulation (EEC) No 279/75 shall, for the purpose of determining their period of validity, be deemed to have been issued on the day on which the tender was submitted.

2. Export licences issued in connection with this invitation to tender shall be valid from their date of issue, as defined in the previous paragraph, until the end of the fourth month following that of issue.

Article 7

1. If the obligation to export is not fulfilled, the security mentioned in Article 3 of Regulation (EEC) No 279/75 shall be forfeit in respect of a quantity equal to the difference between 93 % of the net quantity indicated on the export licence and the net quantity actually exported.

2. However, if the quantity exported is less than 7 % of the net quantity indicated on the licence, the security shall be forfeit in its entirety.

3. On request by the titular holder of the licence, Member States may release the security by instalments in proportion to the quantities of product for which proof of exportation as referred to in Article 7 (1) of Regulation (EEC) No 279/75 has been furnished, provided that such proof establishes that a quantity equal to at least 7 % of the net quantity indicated on the licence has been exported.

Article 8

The tenders submitted must reach the Commission through the intermediary of Member States at the latest one and a half hours after expiry of the period for the weekly submission of tenders as specified in the notice of invitation to tender. They must be communicated in the form indicated in the Annex.

If no tenders are received, Member States shall inform the Commission of this within the time limit indicated in the preceding paragraph.

Article 9

The time limits fixed for the submission of tenders shall be :

- brought forward by one hour in Ireland and the United Kingdom during the period in which summer time does not apply in those Member States ;
- extended by one hour in the other Member States when the latter are applying summer time.

Article 10

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 24 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 25, 31. 1. 1975, p. 10.

ANNEX

Weekly tender for the refund for the export of common wheat to Zones I, II, III, IV, V and VI

Expiry of the period for the submission of tenders (date/time)

1	2	3
Number of tender	Quantity in tonnes	Amount of export refund in national currency per tonne
1		
2		
3		
4		
5		
etc.		

COMMISSION REGULATION (EEC) No 1775/78

of 24 July 1978

on an invitation to tender for the refund for the export of barley to Zones, I, II, III, IV, V and VI

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1254/78⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Whereas, having regard to the current situation on the cereals market, there should be opened in respect of barley an invitation to tender for the export refund provided for in Article 5 of Regulation (EEC) No 2746/75; whereas, in order to safeguard Community supplies whilst at the same time permitting exporters to participate in the supply of certain markets, the invitation to tender for export should be limited to the markets concerned, which are situated in the zones defined in Annex I to Commission Regulation (EEC) No 1124/77 of 27 May 1977 redefining the destination zones for export refunds or levies and for certain export licences for cereals and rice⁽⁴⁾;

Whereas the detailed rules governing invitations to tender for export refunds are contained in Commission Regulation (EEC) No 279/75 of 4 February 1975 laying down detailed rules for the application of the system of tendering for export refunds on cereals⁽⁵⁾;

Whereas the objective of the tendering procedure can be attained only if every successful tenderer fulfils all the commitments entered into by him when submitting his tender; whereas these commitments include an obligation to lodge an application for an export licence; whereas compliance with this obligation may be ensured by requiring the tenderer to give security when submitting his tender;

Whereas, in order to ensure equal treatment to all concerned, it is necessary to make provision such that the effective period of validity of licences issued to successful tenderers in connection with the invitation to tender is in all cases the same;

Whereas provision must be made to ensure the smooth operation of the invitation to tender for export refunds; whereas to this end it is appropriate to prescribe a minimum quantity to be tendered for and a time limit and form for the communication of tenders submitted to the competent authorities;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

1. Tenders shall be invited for the export refund provided for in Article 5 of Regulation (EEC) No 2746/75.
2. The invitation to tender shall relate to barley for export to Zones I, II, III, IV, V and VI as defined in Annex I to Regulation (EEC) No 1124/77.
3. The invitation shall remain open until 21 December 1978. During this period weekly awards shall be made, the time limits for the submission of tenders to be as prescribed in the notice of invitation to tender.

Article 2

A tender shall be valid only if it relates to an amount of not less than 1 000 tonnes.

Article 3

1. The security referred to in Article 3 of Regulation (EEC) No 279/75 shall be 10 units of account per tonne.
2. By way of derogation from Article 7 (1) of Regulation (EEC) No 279/75, the security provided for in paragraph 1 shall, subject to *force majeure*, be released only in respect of any quantity for which the tender was not accepted or for which the tenderer furnishes proof of arrival at its destination, such proof to be furnished as provided in Article 11 (1) of Regulation (EEC) No 192/75⁽⁶⁾.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 134, 28. 5. 1977, p. 53.

⁽⁵⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁶⁾ OJ No L 25, 31. 1. 1975, p. 1.

Article 4

The zone of destination as specified in Article 1 (2) shall be indicated in section 13 of the licence application and of the licence itself. The issue of a licence shall carry with it the obligation to export to that destination.

Article 5

If a tenderer fails to comply with the undertaking given by him pursuant to Article 2 (3) (b) of Regulation (EEC) No 279/75, no export licence shall be issued and the security specified in Article 3 (1) of this Regulation and lodged pursuant to Article 3 of Regulation (EEC) No 279/75 shall accordingly be forfeit.

Article 6

1. By way of derogation from the provisions of Article 9 (1) of Regulation (EEC) No 193/75⁽¹⁾, export licences issued under Article 8 (1) of Regulation (EEC) No 279/75 shall, for the purpose of determining their period of validity, be deemed to have been issued on the day on which the tender was submitted.

2. Export licences issued in connection with this invitation to tender shall be valid from their date of issue, as defined in the previous paragraph, until the end of the fourth month following that of issue.

Article 7

1. If the obligation to export is not fulfilled, the security mentioned in Article 3 of Regulation (EEC) No 279/75 shall be forfeit in respect of a quantity equal to the difference between 93 % of the net quantity indicated on the export licence and the net quantity actually exported.

2. However, if the quantity exported is less than 7 % of the net quantity indicated on the licence, the security shall be forfeit in its entirety.

3. On request by the titular holder of the licence, Member States may release the security by instalments in proportion to the quantities of product for which proof of exportation as referred to in Article 7 (1) of Regulation (EEC) No 279/75 has been furnished, provided that such proof establishes that a quantity equal to at least 7 % of the net quantity indicated on the licence has been exported.

Article 8

The tenders submitted must reach the Commission through the intermediary of Member States at the latest one and a half hours after expiry of the period for the weekly submission of tenders as specified in the notice of invitation to tender. They must be communicated in the form indicated in the Annex.

If no tenders are received, Member States shall inform the Commission of this within the time limit indicated in the preceding paragraph.

Article 9

The time limits fixed for the submission of tenders shall be :

- brought forward by one hour in Ireland and the United Kingdom during the period in which summer time does not apply in those Member States ;
- extended by one hour in the other Member States when the latter are applying summer time.

Article 10

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 24 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 25, 31. 1. 1975, p. 10.

*ANNEX***Weekly tender for the refund for the export of barley to Zones I, II, III, IV, V and VI**

Expiry of the period for the submission of tenders (date/time)

1	2	3
Number of tender	Quantity in tonnes	Amount of export refund in national currency per tonne
1		
2		
3		
4		
5		
etc.		

COMMISSION REGULATION (EEC) No 1776/78

of 27 July 1978

fixing the special levy applicable to New Zealand butter imported into the United Kingdom

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty of Accession, and in particular Protocol 18 thereto,

Having regard to Council Regulation (EEC) No 1655/76 of 29 June 1976 extending the transitional arrangements for the import of New Zealand butter into the United Kingdom⁽¹⁾, and in particular Article 8 thereof,

Whereas, in accordance with Article 3 (1) of Regulation (EEC) No 1655/76, a special levy is applied to New Zealand butter imported into the United Kingdom pursuant to this Regulation;

Whereas, under Article 3 (2) of Regulation (EEC) No 1655/76, the special levy is fixed on the basis of the difference between:

- the market price of New Zealand butter in the United Kingdom, and
- the cif price fixed under Article 2 of Council Regulation (EEC) No 2157/77 of 27 September 1977 fixing the price to be observed at the cif stage for imports of New Zealand butter and cheese into the United Kingdom⁽²⁾, plus the total costs between the cif stage and the stage of initial sale;

Whereas Article 3 (3) of Regulation (EEC) No 1655/76 lays down that in order to ensure an effective turnover of yearly quantities, the special levy must be fixed at a level permitting the sale of butter at a consistent rate without disrupting the market in Community butter;

Whereas the application of these rules to the situation on the British market results in the special levy being fixed at the level given below;

Whereas, under Article 2 of Commission Regulation (EEC) No 2856/77 of 21 December 1977 fixing the special levy applicable to New Zealand butter imported into the United Kingdom⁽³⁾, Commission Regulation (EEC) No 465/73 of 31 January 1973 laying down detailed rules for the application of the special system for the import of New Zealand butter and cheese into the United Kingdom⁽⁴⁾ is to be applicable to butter imported under Regulation (EEC) No 1655/76;

Whereas the Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The special levy referred to in Article 3 of Regulation (EEC) No 1655/76 shall be 94.47 units of account per 100 kilograms of butter.

Article 2

This Regulation shall enter into force on 28 July 1978.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GÜNDELACH

Vice-President

⁽¹⁾ OJ No L 185, 9. 7. 1976, p. 1.

⁽²⁾ OJ No L 250, 30. 9. 1977, p. 12.

⁽³⁾ OJ No L 329, 22. 12. 1977, p. 34.

⁽⁴⁾ OJ No L 53, 26. 2. 1973, p. 36.

COMMISSION REGULATION (EEC) No 1777/78
of 27 July 1978
fixing the export refunds on malt

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1254/78⁽²⁾, and in particular the
fourth subparagraph of Article 16 (2) thereof;

Having regard to the opinion of the Monetary
Committee,

Whereas Article 16 of Regulation (EEC) No 2727/75
provides that the difference between quotations or
prices on the world market for the products listed in
Article 1 of those Regulations and prices for those
products within the Community may be covered by
an export refund;

Whereas Article 2 of Council Regulation (EEC) No
2746/75 of 29 October 1975 laying down general
rules for granting export refunds on cereals and
criteria for fixing the amount of such refunds⁽³⁾,
provides that when refunds are being fixed account
must be taken of the existing situation and the future
trend with regard to prices and availabilities of cereals
on the Community market on the one hand and
prices for cereals on the world market on the other;
whereas the same Article provides that it is also impor-
tant to ensure equilibrium and the natural develop-
ment of prices and trade on the markets in cereals
and, furthermore, to take into account the economic
aspect of the proposed exports, and the need to avoid
disturbances on the Community market;

Whereas Council Regulation (EEC) No 2744/75 of 29
October 1975 on the import and export system for
products processed from cereals and from rice⁽⁴⁾, as
last amended by Regulation (EEC) No 1603/78⁽⁵⁾,
defines the specific criteria to be taken into account
when the refund on these products is being calcu-
lated;

Whereas it follows from applying these rules and
criteria to the present situation on the market in
products processed from cereals and rice that the
export refund should be fixed at an amount which
will cover the difference between Community prices
and world market prices;

Whereas the world market situation or the specific
requirements of certain markets may make it neces-
sary to vary the refund for certain products according
to destination;

Whereas, if the refund system is to operate normally,
refunds should be calculated on the following basis:

- in the case of currencies which are maintained in
relation to each other at any given moment within
a band of 2.25 %, a rate of exchange based on
their effective parity;
- for other currencies, an exchange rate based on the
arithmetic mean of the spot market rates of each
of these currencies recorded for a given period in
relation to the Community currencies referred to
in the previous subparagraph;

Whereas the refund must be fixed once a month;
whereas it may be altered in the intervening period;

Whereas the measures provided for in this Regulation
are in accordance with the opinion of the Manage-
ment Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on malt listed in Article 1 (d) of
Regulation (EEC) No 2727/75 subject to Regulation
(EEC) No 2744/75 are hereby fixed as shown in the
Annex to this Regulation.

Article 2

This Regulation shall enter into force on 28 July
1978.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁵⁾ OJ No L 188, 11. 7. 1978, p. 1.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 July 1978 fixing the export refunds on malt

<i>(u.a. / tonne)</i>	
CCT heading No	Refund
11.07 A I b)	0
11.07 A II b)	83.16
11.07 B	96.92

COMMISSION REGULATION (EEC) No 1778/78

of 27 July 1978

fixing the corrective amount applicable to the refund on malt

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1254/78⁽²⁾, and in particular the third sentence of the second subparagraph of Article 16 (4) thereof,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 (4) of Regulation (EEC) No 2727/75 provides that the export refund applicable to cereals on the day on which application for an export licence is made, adjusted for the threshold price in force during the month of exportation, must be applied on request to exports to be 21 during the period of validity of the export licence; whereas, in this case, the corrective amount must be applied to the refund;

Whereas Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice⁽⁴⁾, as last amended by Regulation (EEC) No 1603/78⁽⁵⁾, made possible the fixing of a corrective amount for certain products listed in Article 1 (d) of Regulation (EEC) No 2727/75;

Whereas Regulation (EEC) No 1281/75⁽⁶⁾ laid down detailed rules for the advance fixing of export refunds for cereals and certain products processed from cereals;

Whereas, pursuant to that Regulation, when the corrective amount is being fixed in respect of malt, account must be taken of the existing situation and the future trend with regard to the possibilities and conditions for the sale of the cereals concerned and of malt on the world market; whereas the same Regulation also provides that account must be taken of the quantity of cereals needed for making malt, the economic aspect

of exports and the need to prevent disturbances on the Community market;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the corrective amount according to destination;

Whereas the corrective amount must be fixed at the same time as the refund and according to the same procedure; whereas it may be altered in the period between fixings;

Whereas, if the system of corrective amounts is to operate normally, corrective amounts should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2.25 %, a rate of exchange based on their effective parity,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period in relation to the Community currencies referred to in the preceding subparagraph;

Whereas it follows from applying the provisions referred to above that the corrective amount must be fixed as shown in the tables annexed to this Regulation;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 16 (4) of Regulation (EEC) No 2727/75 which is applicable to export refunds fixed in advance in respect of malt is hereby fixed as shown in the tables annexed to this Regulation.

Article 2

This Regulation shall enter into force on 1 August 1978.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁵⁾ OJ No L 188, 11. 7. 1978, p. 1.

⁽⁶⁾ OJ No L 131, 22. 5. 1975, p. 15.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 July 1978 fixing the corrective amount applicable to the refund on malt

(u.a./tonne)

CCT heading No	Current 8	1st period 9	2nd period 10	3rd period 11	4th period 12	5th period 1
11.07 A I a)	0	0	0	0	0	—
11.07 A I b)	0	0	0	0	0	—
11.07 A II a)	0	0	0	0	0	—
11.07 A II b)	0	0	0	0	0	0
11.07 B	0	0	0	0	0	0

(u.a./tonne)

CCT heading No	6th period 2	7th period 3	8th period 4	9th period 5	10th period 6	11th period 7
11.07 A I a)	—	—	—	—	—	—
11.07 A I b)	—	—	—	—	—	—
11.07 A II a)	—	—	—	—	—	—
11.07 A II b)	0	0	0	0	0	0
11.07 B	0	0	0	0	0	0

COMMISSION REGULATION (EEC) No 1779/78

of 27 July 1978

fixing the refunds on cereals and on wheat or rye flour, groats and meal

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1254/78⁽²⁾, and in particular the first sentence of the fourth subparagraph of Article 16 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 of Regulation (EEC) No 2727/75 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products in the Community may be covered by an export refund;

Whereas Article 2 of Council Regulation No (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, provides that when refunds are being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Community market on the one hand and prices for cereals and cereal products on the world market on the other; whereas the same article provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances on the Community market;

Whereas Article 3 of Regulation (EEC) No 2746/75 defines the specific criteria to be taken into account when the refund on cereals is being calculated;

Whereas these specific criteria are defined, as far as wheat and rye flour, groats and meal are concerned, in Article 4 of Regulation (EEC) No 2746/75; whereas, furthermore, when the refund on these products is being calculated, account must be taken of the quantities of cereals required for their manufacture; whereas

these quantities were fixed in Regulation No 162/67/EEC⁽⁴⁾, as amended by Regulation (EEC) No 1607/71⁽⁵⁾;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination;

Whereas the refund must be fixed at least once a month; whereas it may be altered in the intervening period;

Whereas, if the refund system is to operate normally, refunds should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2.25 %, a rate of exchange based on their effective parity;
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period in relation to the Community currencies referred to in the previous subparagraph;

Whereas it follows from applying the rules outlined above to the present situation on the market in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the refunds should be fixed as shown in the Annex to this Regulation;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The refunds on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 2727/75, exported in the natural state, are hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 August 1978.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No 128, 27. 6. 1967, p. 2574/67.

⁽⁵⁾ OJ No L 168, 27. 7. 1971, p. 16.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 July 1978 fixing the refunds on cereals and on wheat or rye flour, groats and meal

CCT heading No	Description	Refund (u.a./tonne)
10.01 A	Common wheat and meslin : — for exports to : — Switzerland, Austria and Liechtenstein — the Iberian peninsula — other third countries	50.00 60.00 0
10.01 B	Durum wheat : — for exports to : — Algeria — other third countries	60.00 0
10.02	Rye : — for exports to : — Switzerland, Austria and Liechtenstein — other third countries	55.00 65.00
10.03	Barley : — for exports to : — Switzerland, Austria and Liechtenstein — the Iberian peninsula — other third countries	55.00 65.00 0
10.04	Oats	0
10.05 B	Maize, other than hybrid maize for sowing	—
10.07 C	Grain sorghum	—
ex 11.01 A	Wheat flour : — of an ash content of 0 to 520 — of an ash content of 521 to 600 — of an ash content of 601 to 900 — of an ash content of 901 to 1 100 — of an ash content of 1 101 to 1 650 — of an ash content of 1 651 to 1 900	100.00 100.00 90.00 90.00 80.00 80.00
ex 11.01 B	Rye flour : — of an ash content of 0 to 700 — of an ash content of 701 to 1 150 — of an ash content of 1 151 to 1 600 — of an ash content of 1 601 to 2 000	80.00 80.00 80.00 80.00
11.02 A I a)	Durum wheat groats and meal : — of an ash content of 0 to 950 — of an ash content of 951 to 1 300 — of an ash content of 1 301 to 1 500	140.00 140.00 140.00
11.02 A I b)	Common wheat groats and meal : — of an ash content of 0 to 520	100.00

N.B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977).

COMMISSION REGULATION (EEC) No 1780/78

of 27 July 1978

fixing the corrective amount applicable to the refund on cereals

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1254/78⁽²⁾, and in particular the third sentence of the second subparagraph of Article 16 (4) thereof,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 (4) of Regulation (EEC) No 2727/75 provides that the export refund applicable to cereals on the day on which application for an export licence is made, adjusted for the threshold price in force during the month of exportation, must be applied on request to exports to be effected during the period of validity of the export licence; whereas, in this case, the corrective amount must be applied to the refund;

Whereas Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice⁽⁴⁾, as last amended by Regulation (EEC) No 1603/78⁽⁵⁾, made possible the fixing of a corrective amount for certain products listed in Article 1 (c) of Regulation (EEC) No 2727/75;

Whereas Regulation (EEC) No 1281/75⁽⁶⁾ laid down detailed rules for the advance fixing of export refunds for cereals and certain products processed from cereals;

Whereas, pursuant to that Regulation, when the corrective amount is being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Commu-

nity market on the one hand and prices for cereals and cereal products on the world market on the other; whereas the same Article provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances on the Community market;

Whereas for the products listed in Article 1 (c) of Regulation (EEC) No 2727/75 account should be taken of the specific criteria laid down in Article 2 (2) of Regulation (EEC) No 1281/75;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the corrective amount according to destination;

Whereas the corrective amount must be fixed at the same time as the refund and according to the same procedure;

Whereas it may be altered in the period between fixings;

Whereas, if the system of corrective amounts is to operate normally, corrective amounts should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2.25 %, a rate of exchange based on their effective parity;
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period in relation to the Community currencies referred to in the preceding subparagraph;

Whereas it follows from applying the provision referred to above that the corrective amount must be fixed as shown in the table annexed to this Regulation;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

(1) OJ No L 281, 1. 11. 1975, p. 1.

(2) OJ No L 156, 14. 6. 1978, p. 1.

(3) OJ No L 281, 1. 11. 1975, p. 78.

(4) OJ No L 281, 1. 11. 1975, p. 65.

(5) OJ No L 188, 11. 7. 1978, p. 1.

(6) OJ No L 131, 22. 5. 1975, p. 15.

HAS ADOPTED THIS REGULATION :

hereby fixed as shown in the table annexed to this Regulation.

Article 1

The corrective amount referred to in Article 16 (4) of Regulation (EEC) No 2727/75 which is applicable to export refunds fixed in advance in respect of cereals is

Article 2

This Regulation shall enter into force on 1 August 1978.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 July 1978 fixing the corrective amount applicable to the refund on cereals

(u.a. / tonne)

CCT heading No	Description	Current 8	1st period 9	2nd period 10	3rd period 11	4th period 12	5th period 1	6th period 2
10.01 A	Common wheat, and meslin	0	0	0	—	—	—	—
10.01 B	Durum wheat	0	0	0	—	—	—	—
10.02	Rye	0	0	0	—	—	—	—
10.03	Barley	0	0	0	—	—	—	—
10.04	Oats	0	0	0	—	—	—	—
10.05 B	Maize other than hybrid maize for sowing	—	—	—	—	—	—	—
10.07 C	Grain sorghum	—	—	—	—	—	—	—
11.01 A	Common wheat flour	0	0	0	0	0	—	—
11.01 B	Rye flour	0	0	0	0	0	—	—
11.02 A 1 a)	Durum wheat groats and meal	0	0	0	0	0	—	—
11.02 A 1 b)	Common wheat groats and meal	0	0	0	0	0	—	—

N.B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977).

COMMISSION REGULATION (EEC) No 1781/78

of 27 July 1978

fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
3330/74 of 19 December 1974 on the common organ-
ization of the market in sugar ⁽¹⁾, as last amended by
Regulation (EEC) No 1396/78 ⁽²⁾, and in particular
Article 15 (7) thereof,

Whereas the import levies on white sugar and raw
sugar were fixed by Regulation (EEC) No 1550/78 ⁽³⁾,
as last amended by Regulation (EEC) No 1734/78 ⁽⁴⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 1550/78
to the information at present available to the Commis-

sion that the levies at present in force should be
altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The levies referred to in Article 15 (1) of Regulation
(EEC) No 3330/74 are, in respect of white sugar and
standard quality raw sugar, hereby fixed as shown in
the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 28 July
1978.

This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 170, 27. 6. 1978, p. 1.

⁽³⁾ OJ No L 182, 5. 7. 1978, p. 17.

⁽⁴⁾ OJ No L 201, 25. 7. 1978, p. 46.

ANNEX

to the Commission Regulation of 27 July 1978 fixing the import levies on white sugar and
raw sugar

(u.d. / 100 kg)		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form :	
	A. White sugar ; flavoured or coloured sugar	28.33
	B. Raw sugar	23.90 ⁽¹⁾

⁽¹⁾ Applicable to raw sugar with a yield of 92 % ; if the yield is other than 92 %, the levy applicable is calculated in accordance with
the provisions of Article 2 of Regulation (EEC) No 837/68.

COMMISSION REGULATION (EEC) No 1782/78

of 27 July 1978

introducing a countervailing charge on peaches originating in Greece

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1035/72 of 18 May 1972 on the common organization
of the market in fruit and vegetables⁽¹⁾, as last
amended by Regulation (EEC) No 1154/78⁽²⁾, and in
particular the second subparagraph of Article 27 (2)
thereof,

Whereas Article 25 (1) of Regulation (EEC) No
1035/72 provides that, if the entry price of a product
imported from a third country remains at least 0.50
unit of account below the reference price for two
consecutive market days, a countervailing charge must
be introduced in respect of the exporting country
concerned, save in exceptional circumstances;
whereas this charge is equal to the difference between
the reference price and the arithmetic mean of the
last two entry prices available for that exporting
country;

Whereas Commission Regulation (EEC) No 1232/78
of 8 June 1978 fixing the reference prices for peaches
for the 1978 marketing year⁽³⁾ fixed the reference
price for products of Class I for July 1978 at 37.69
units of account per 100 kilograms net;

Whereas the entry price for a given exporting country
is equal to the lowest representative prices recorded
for at least 30 % of the quantities from the exporting
country concerned which are marketed on all repre-
sentative markets for which prices are available, less
the duties and the charges indicated in Article 24 (3)
of Regulation (EEC) No 1035/72; whereas the
meaning of representative price is defined in Article
24 (2) of Regulation (EEC) No 1035/72;

Whereas, in accordance with Article 3 (1) of Regula-
tion (EEC) No 2118/74⁽⁴⁾, as last amended by Regula-

tion (EEC) No 668/78⁽⁵⁾, the prices to be taken into
consideration must be recorded on the representative
markets or, in certain circumstances, on other
markets;

Whereas, for Greek peaches, the entry price calculated
in this way has remained at least 0.50 unit of account
below the reference price for two consecutive market
days; whereas a countervailing charge should there-
fore be introduced for these peaches;

Whereas if the system is to operate normally the entry
price should be calculated on the following basis:

- in the case of currencies which are maintained in
relation to each other at any given moment within
a band of 2.25 %, a rate of exchange based on
their effective parity,
- for other currencies, an exchange rate based on the
arithmetic mean of the spot market rates of each
of these currencies recorded for a given period in
relation to the Community currencies referred to
in the previous subparagraph,

HAS ADOPTED THIS REGULATION:

Article 1

A countervailing charge of 1.34 units of account per
100 kilograms net is applied to peaches (subheading
08.07 B of the Common Customs Tariff) originating
in Greece.

Article 2

This Regulation shall enter into force on 29 July
1978.

⁽⁵⁾ OJ No L 90, 5. 4. 1978, p. 5.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 144, 31. 5. 1978, p. 5.

⁽³⁾ OJ No L 153, 9. 6. 1978, p. 13.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

CORRIGENDA**Corrigendum to Commission Regulation (EEC) No 625/78 of 30 March 1978 on detailed rules of application for public storage of skimmed-milk powder***(Official Journal of the European Communities No L 84 of 31 March 1978)*

Page 23, Annex I (1) (f):

for: 'Phosphate test: Negative, i.e. equal to or less than $\mu\text{g/g}$ of reconstituted milk',*read:* 'Phosphate test: Negative, i.e. equal to or less than 4 $\mu\text{g/g}$ of reconstituted milk'.

Corrigendum to Commission Regulation (EEC) No 1719/78 of 20 July 1978 altering the monetary compensatory amounts*(Official Journal of the European Communities No L 200 of 24 July 1978)*

Annex I, Part 8, Products to which Regulation (EEC) No 1059/69 relates, page 24, column United Kingdom, CCT heading No 29.04 C III b) 1:

for: '6 056',*read:* '6,056'.